

JUL 27 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application No. 10/086,076

Applicant: Ikemoto et al.

Filed: February 28, 2002

TC/AU: 1621

Examiner: M. L. Shippen

Docket No.: 215851

Customer No.: 23460

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION FOR WITHDRAWAL OF TERMINAL DISCLAIMER
UNDER 37 CFR § 1.182

Sir:

In accordance with the provisions of 37 C.F.R. § 1.182, Applicants hereby petition for withdrawal of the Terminal Disclaimer filed in connection with the subject application on September 3, 2002, over U.S. Patent 6,310,222.

The Terminal Disclaimer was filed in response to an obviousness-type double patenting rejection of claim 17 in view of U.S. Patent 6,310,222 (see Office Action dated August 8, 2002, and Response dated September 3, 2002). Subsequently, the present application was involved in Interference No. 105,075, in which the Board issued an Order requiring the cancellation of claim 17 of the present application. In response to the Board's Order, Applicants canceled claim 17 of the present application by way of an "Amendment" dated February 17, 2004. Accordingly, the basis of the obviousness-type double patenting rejection is no longer present.

As a result, the Terminal Disclaimer is no longer necessary, and Applicants respectfully request its withdrawal.

Please charge the petition fee of \$130.00 required by 37 C.F.R. § 1.17(h) to Deposit Account No. 12-1216. Any additional fee which may be due or any other charges in

Adjustment Date: 03/30/2006 CKHLOK
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PAGE 2/5 * RCVD AT 7/27/2005 6:16:54 PM [Eastern Daylight Time] * SVR:USPTO-EFXXRF-6/24 * DNIS:2738300 * CSID:312 616 5700 * DURATION (mm:ss):01:16

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Application No. 10/086,076

Petition

connection with the submission of this Petition also should be charged to Deposit Account No. 12-1216. A duplicate copy of this communication is enclosed for that purpose.

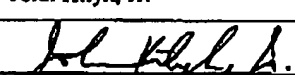
The undersigned is empowered to act on behalf of the Assignee.

Respectfully submitted,


John Kilyk, Jr., Reg. No. 30,788
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Date: July 27, 2005

Amendment or ROA - Regular (Revised 2005 05 11)

MAILING/TRANSMISSION CERTIFICATE UNDER 37 CFR 1.8 OR 1.10			
I hereby certify that this document and all accompanying documents are, on the date indicated below, <input checked="" type="checkbox"/> facsimile transmitted to the U.S. Patent and Trademark Office at fax number: (571) 273-8300.			
Name (Print/Type)	John Kilyk, Jr.		
Signature		Date	July 27, 2005